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Promotion and protection of the rights of children

Andorra, Austria, Bangladesh, Belgium, Bosnia and Herzegovina, Canada, Czech Republic, Denmark, Dominican Republic*, Finland, France, Germany, Greece, Iraq (Islamic Republic of), Ireland, Italy, Kyrgyzstan, Liechtenstein, Lithuania, Monaco, Netherlands, Portugal, Romania, San Marino, Slovakia, Slovenia, Spain, Sweden, United Kingdom of Great Britain and Northern Ireland: draft resolution

The rights of the child

The General Assembly,

Recalling its resolutions 52/107 of 12 December 1997, 52/106 of 12 December 1997 and Commission on Human Rights resolution 1998/76 of 22 April 1998,

Reaffirming the World Declaration on the Survival, Protection and Development of Children and Plan of Action for Implementing the World Declaration on the Survival, Protection and Development of Children in the 1990s adopted by the World Summit for Children, held in New York on 29 and 30 September 1990,[1] notably its solemn commitment to give high priority to the rights of children, to their survival and to their protection and development, and reaffirming the Vienna Declaration and Programme of Action adopted by the World Conference on Human Rights, held at Vienna from 14 to 25 June 1993,[2] which, *inter alia*, states that national and international mechanisms and programmes for the defence and protection of children, in particular those in especially difficult circumstances, should be strengthened, including through effective measures to combat exploitation and abuse of children such as female infanticide, harmful child labour, sale of children and organs, child prostitution and child pornography, and which reaffirms that all human rights and fundamental freedoms are universal,

* On behalf of the States Members of the Group of Latin American and Caribbean States.

[1] A/45/625, annex.

[2] A/CONF.157/24 (Part I), chap. III.

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Underlining the need for mainstreaming a gender perspective into all policies and programmes relating to children,

Welcoming the conclusion of the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court in which the special situation of children has been taken into account, guided by the principles and provisions of the Convention on the Rights of the Child,[3]

Profoundly concerned that the situation of children in many parts of the world remains critical as a result of poverty, inadequate social and economic conditions, aggravated by the current international financial crisis in an increasingly globalized world economy, natural disasters, armed conflicts, displacement, exploitation, illiteracy, hunger, intolerance, disability and inadequate legal protection, and convinced that urgent and effective national and international action is called for,

Recognizing that the adoption of legislation is necessary but not enough to prevent violations of the rights of the child, that stronger political commitment is needed and that Governments should implement their laws and complement legislative measures with effective action,

Recommending that, within their mandates, all relevant human rights mechanisms and all other relevant organs and mechanisms of the United Nations system and the supervisory bodies of the specialized agencies pay attention to particular situations in which children are in danger and where their rights are violated and that they take into account the work of the Committee on the Rights of the Child, and welcoming the rights-based approach adopted by the United Nations Children's Fund (UNICEF) and the steps taken to further increase system-wide coordination and inter-agency cooperation for the promotion and protection of the rights of the child,

Welcoming the open debate and the statement made by the President of the Security Council on behalf of the Council on 29 June 1998, on children and armed conflict,[4]

Stressing the need to strengthen partnerships between Governments, international organizations and all sectors of civil society, in particular non-governmental organizations,

Reaffirming that the best interests of the child shall be a primary consideration in all actions concerning children,

I

Implementation of the Convention on the Rights of the Child

1. *Welcomes* the unprecedented number of one hundred ninety-one States that have ratified or acceded to the Convention on the Rights of the Child [3] as a universal commitment to the rights of the child;

2. *Once again urges* all States that have not yet done so to sign and ratify or accede to the Convention as a matter of priority, with a view to reaching the goal of universal adherence at the latest by the tenth anniversaries of the World Summit for Children and of the entry into force of the Convention;

[3] Resolution 44/25, annex.

[4] S/PRST/1998/18.

3. *Takes note* of the report of the Committee on the Rights of the Child,[5] and recognizes its important role in creating awareness of the principles and provisions of the Convention and in providing recommendations to States parties on its implementation;

4. *Invites* the Committee on the Rights of the Child to further enhance the constructive dialogue with the States parties and the transparent and effective functioning of the Committee;

5. *Welcomes* the decision of the Committee on the Rights of the Child to hold a thematic discussion on the rights of children living in a world with human immunodeficiency virus/acquired immunodeficiency syndrome, and encourages States, United Nations bodies and organizations, in particular the Joint United Nations Programme on Human Immunodeficiency Virus/Acquired Immunodeficiency Syndrome, the United Nations Children's Fund, the United Nations Population Fund, the United Nations Development Programme, the United Nations Educational, Scientific and Cultural Organization, the World Health Organization and the World Bank, to adopt appropriate measures with a view to realizing all of their rights;

6. *Also welcomes* the increased attention given by the Committee on the Rights of the Child to the highest attainable standards of health and access to health care, and welcomes World Health Assembly resolution WHA/51.22 of 16 May 1998 on the health of children and adolescents;

7. *Invites* States parties, when reporting to the Committee on the Rights of the Child on the implementation of article 7 of the Convention, to provide information, in accordance with the reporting guidelines of the Committee, on their levels of birth registration;

8. *Requests* the Secretary-General to ensure the provision of appropriate staff and facilities for the effective and expeditious performance of the functions of the Committee on the Rights of the Child, and takes note of the Plan of Action of the United Nations High Commissioner for Human Rights to strengthen the implementation of the Convention on the Rights of the Child and of the steps taken to ensure temporary support to the Committee in the framework of the Plan of Action of the High Commissioner for Human Rights aimed at strengthening the implementation of the Convention;

9. *Calls upon* States parties to implement fully the Convention, to cooperate closely with the Committee on the Rights of the Child and to comply in a timely manner with their reporting obligations under the Convention, in accordance with the guidelines elaborated by the Committee;

10. *Expresses its concern* at the great number of reservations to the Convention, and urges States parties to withdraw reservations incompatible with the object and purpose of the Convention and to review other reservations with a view to withdrawing them;

11. *Calls upon* States parties to take appropriate measures so that acceptance of the amendment to paragraph 2 of article 43 of the Convention by a two-thirds majority of States parties can be reached as soon as possible, in order for the amendment to enter into force, increasing the membership of the Committee on the Rights of the Child from ten to eighteen experts;

12. *Calls upon* States parties to the Convention to ensure that the education of the child shall be carried out in accordance with article 29 of the Convention and that the education be directed, *inter alia*, to the development of respect for human rights and fundamental freedoms, for the Charter of the United Nations and for different cultures and

[5] *Official Records of the General Assembly, Fifty-third Session, Supplement No. 41* (A/53/41)

to the preparation of the child for responsible life in a free society, in the spirit of understanding, peace, tolerance, gender equality and friendship among peoples, ethnic, national and religious groups and persons of indigenous origin,

13. *Also calls upon* States parties to the Convention, in accordance with their obligation under article 42 of the Convention, to make the principles and provisions of the Convention widely known to adults and children alike, and further calls upon States parties to encourage training on the rights of the child for those involved in activities concerning children, for example through the programme of advisory services and technical cooperation in the field of human rights;

14. *Stresses* that the implementation of the Convention contributes to the achievement of the goals of the World Summit for Children, as emphasized in the report of the Secretary-General on the progress at mid-decade on implementation of General Assembly resolution 45/217 of 21 December 1990 on the World Summit for Children[6] and in his report on progress on implementation of the World Declaration and Plan of Action of the World Summit for Children;[7]

15. *Encourages* the Committee, in monitoring the implementation of the Convention on the Rights of the Child, to continue to pay attention to the needs of children in especially difficult circumstances;

16. *Welcomes the positive results of the cooperation between the Committee on the Rights of the Child and the United Nations Children's Fund, supports the rights-based approach adopted by the Children's Fund, and encourages its further development;*

II

Children with disabilities

1. *Welcomes the increased attention given by the Committee on the Rights of* the *Child to the equal enjoyment by children with disabilities of the rights of the child, and takes note of the thematic discussion held in 1997 on the rights of children with disabilities*, as *well as the recommendations adopted*;

2. *Also welcomes* the decision by the Committee on the Rights of the Child to set up a working group with the aim to elaborate a plan of action for the Committee's future work on behalf of children with disabilities;

3. *Calls upon* all States to take all necessary measures to ensure the full and equal enjoyment of all human rights and fundamental freedoms by children with disabilities and to develop and enforce legislation against discrimination against children with disabilities;

4. *Also calls upon* all States to promote for children with disabilities a full and decent life, in conditions which ensure dignity, promote self-reliance and facilitate the child's active participation in the community, including effective access to education and health services;

5. *Emphasizes* the right to education as a human right, and calls upon States to make education accessible to children with special educational needs in a manner conducive to the child's achieving the fullest possible social integration and individual development and

[6] A/51/256.

[7] A/53/186.

to adopt an integrated approach to providing adequate support and appropriate education for such children;

6. *Recognizes* the work done by the Special Rapporteur on Disability of the Commission for Social Development, encourages him to continue to pay special attention to children with disabilities, and welcomes the invitation by the Economic and Social Council to enhance cooperation between the Special Rapporteur and the Committee on the Rights of the Child;

7. *Calls upon* all States, in complying with their reporting obligations to the Committee under paragraph 1 of article 44 of the Convention, to include, in accordance with the Committee's guidelines, information on the situation and the needs of children with disabilities, including disaggregated data, and on the measures taken to ensure to such children their enjoyment of the rights under the Convention;

III

Prevention and eradication of the sale of children and of their sexual exploitation and abuse, including child prostitution and child pornography

1. *Welcomes* the interim report of the Special Rapporteur of the Commission on Human Rights on the sale of children, child prostitution and child pornography,[8] which this year focuses on the issues of sale and trafficking of children, for all purposes of commercial sexual exploitation or otherwise, and expresses its support for her work;

2. *Requests* the Secretary-General to provide the Special Rapporteur with all necessary human and financial assistance to enable the full discharge of the mandate;

3. *Supports* the work of the open-ended inter-sessional working group of the Commission on Human Rights on the elaboration of a draft optional protocol to the Convention on the Rights of the Child related to the sale of children, child prostitution and child pornography, and expresses the hope that it will make further progress prior to the fifty-fifth session of the Commission with a view to finalizing that work before the tenth anniversary of the Convention on the Rights of the Child;

4. *Invites* Governments, relevant specialized agencies, the Committee on the Rights of the Child, the relevant special rapporteur and intergovernmental and non-governmental organizations to provide comments, *inter alia*, on the scope of the optional protocol, prior to the next session of the working group;

5. *Calls upon* all States parties to fulfil their obligation under article 34 of the Convention, and also calls upon all States to support efforts in the context of the United Nations system aimed at adopting effective national, bilateral and multilateral measures for the prevention and eradication of the sale of children and of their sexual exploitation and abuse, including child prostitution and child pornography;

6. *Calls upon* States to criminalize all forms of sexual exploitation of children, including commercial sexual exploitation, and to condemn and penalize all those offenders involved, whether local or foreign, while ensuring that children victims of this practice are not penalized;

[8] A/53/311

7. *Also calls upon* States to enact and enforce appropriate laws and to design and implement policies and programmes to protect children from sexual exploitation and abuse, in particular from sex tourism;

8. *Further calls upon* States to review and revise, where appropriate, laws, policies, programmes and practices to eliminate all forms of sexual exploitation and abuse of children, including commercial sexual exploitation;

9. *Requests* all States to implement, on an urgent basis, measures to protect children from all forms of sexual exploitation and abuse, including measures in line with those outlined in the Declaration and Agenda for Action of the World Congress against Commercial Sexual Exploitation of Children, held at Stockholm from 27 to 31 August 1996;[9]

10. *Encourages* regional and interregional efforts, such as the Child Welfare Experts' Conference of the Asia-Europe Meeting, held in London from 6 to 8 October 1998, to follow up the implementation of the Agenda for Action of the World Congress against Commercial Sexual Exploitation of Children, with the objective of identifying best practices and issues requiring particularly urgent action;

11. *Encourages* Governments to consult and facilitate the active participation of children who have been victims of sexual exploitation or abuse in the development and implementation of strategies to protect children from all forms of sexual exploitation and abuse, as in the International Summit of Sexually Exploited Youth: Out from the Shadows, held at Victoria, Canada on 12 March 1998, and also encourages further initiatives in this regard;

12. *Stresses* the need to combat the existence of a market that encourages such criminal practices against children, including through preventive and enforcement measures targeting customers or individuals who sexually exploit or abuse children;

13. *Requests* States to increase cooperation and concerted action by all relevant law enforcement authorities and institutions, with a view to dismantling national, regional and international networks in trafficking in children;

14. *Also requests* States to increase cooperation and concerted action, at the national, regional and international levels, to enforce measures to combat effectively all forms of sexual exploitation and abuse of children, in particular child sex tourism, child prostitution and child pornography, in particular its dissemination through the Internet;

15. *Urges* States, in cases of child sex tourism, to develop or strengthen and implement laws to criminalize the acts of nationals of the countries of origin when committed against children in the countries of destination, to ensure that a person who exploits a child for sexual abuse purposes in another country is prosecuted by competent national authorities, either in the country of origin or in the country of destination, to strengthen laws and law enforcement, including confiscation and seizure of assets and profits and other sanctions, against those who commit sexual crimes against children in countries of destination and to share relevant data;

16. *Invites* States and relevant United Nations bodies and agencies to allocate appropriate resources for comprehensive and gender-sensitive programmes to physically and psychologically rehabilitate child victims of trafficking and of any form of sexual exploitation and abuse and to take all appropriate measures to promote their full recovery and social reintegration;

[9] A/51/385, annex.

IV

Protection of children affected by armed conflict

1. *Expresses grave concern* at the numerous damaging effects of armed conflicts on children, including the use of children as soldiers in such situations, and emphasizes the need for the world community to focus increased attention on this serious problem with a view to bringing it to an end;

2. *Welcomes* the report of the Special Representative of the Secretary-General for Children and Armed Conflict,[10] and expresses its support for his work in the implementation of his mandate, in particular his efforts to raise worldwide awareness and to mobilize official and public opinion for the protection of children affected by armed conflict and to undertake field visits, with the consent of the State concerned, in order to promote respect for children's rights and needs in conflict and post-conflict situations;

3. *Notes* that, without adequate human resources, the effectiveness of the office of the Special Representative will continue to be severely constrained, calls upon the Secretary-General to ensure that the necessary support is made available expeditiously to the Special Representative for the effective performance of his mandate, encourages the United Nations Children's Fund, the Office of the United Nations High Commissioner for Refugees and the Office of the United Nations High Commissioner for Human Rights to continue to provide support to the Special Representative, and calls upon States and other institutions to provide voluntary contributions to the office of the Special Representative;

4. *Calls upon* the Special Representative and all relevant parts of the United Nations system to continue to develop a common approach on the rights, protection and welfare of children affected by armed conflict, in order to place this issue within the mainstream of United Nations policy-making and programme activities and to increase cooperation within their respective mandates, including, as appropriate, in the follow-up to the recommendations and field visits of the Special Representative;

5. *Invites* Governments, regional organizations, intergovernmental organizations and non-governmental organizations to continue to cooperate with the Special Representative, taking into account his recommendations, and, in this context, welcomes the initiative of the Special Representative for a series of regional symposia on children and armed conflict, the first of which was held in London in June 1998, the others planned for Tokyo and for other regions;

6. *Welcomes* the information provided by the Special Representative in his report on field missions and country initiatives, calls upon Governments and other parties in the countries concerned to implement the commitments they have undertaken, and invites them to consider carefully and to address the recommendations of the Special Representative;

7. *Invites* the Special Representative to continue to include information on his field visits, including recommendations and, as appropriate, commitments obtained as well as follow-up to them, in his reports;

8. *Invites* all States to accede to relevant international human rights and humanitarian law instruments, and urges them to implement those instruments to which they are parties;

[10] A/53/482

9. *Calls upon* all States and other parties to armed conflict to respect international humanitarian law, and, in this regard, calls upon States parties to respect fully the provisions of the Geneva Conventions of 12 August 1949[11] and the additional protocols thereto of 1977;[12]

10. *Calls upon* States, United Nations bodies and agencies and other relevant humanitarian organizations to give priority to the respect for the rights of the child in complex humanitarian emergencies, in particular armed conflicts and post-conflict situations, and to integrate these rights into all humanitarian and development activities, including emergency relief operations, country programmes and field operations aimed at promoting peace, preventing and resolving conflicts and implementing peace agreements;

11. *Urges* all Governments and parties in complex humanitarian emergencies, in particular armed conflicts and post-conflict situations, to ensure the safe and unhindered access of humanitarian personnel in order to allow them to efficiently perform their task of assisting children and to ensure the physical and psychological recovery and reintegration into society of children affected by armed conflict, child soldiers, victims of landmines and victims of gender-based violence;

12. *Stresses* the importance of promoting and supporting local capacities to address at the local level, including through advocacy, the issue of children and armed conflict;

13. *Underlines* the importance that measures to ensure respect for the rights of the child, including in the areas of health and nutrition, formal, informal or non-formal education, physical and psychological recovery and social reintegration, be included in emergency and other humanitarian assistance policies and programmes;

14. *Stresses* the urgent need to raise the current human rights standards set by article 38 of the Convention on the Rights of the Child by extending the minimum protection provided by the Convention to all children, supports the work of the open-ended inter-sessional working group of the Commission on Human Rights on a draft optional protocol to the Convention on the Rights of the Child related to the involvement of children in armed conflict and the mandate given to the chairperson of the working group to undertake consultations with a view to presenting a progress report to the next meeting of the working group, and expresses the hope that it will make further progress prior to the fifty-fifth session of the Commission with a view to finalizing this work;

15. *Welcomes* the contribution of the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court to the ongoing efforts to bring to an end the use of children as soldiers, in particular the qualification in the statute of the Court of the use of child soldiers as a war crime, which will make it possible to end impunity for the perpetrators of such crimes;

16. *Urges* States and all other parties to armed conflict to adopt all necessary measures to end the use of children as soldiers and to ensure their demobilization;

17. *Urges* States to implement effective measures for the rehabilitation and reintegration into society of child soldiers, victims of landmines and all other weapons and victims of gender-based violence, *inter alia*, through adequate education and training, and invites the international community to assist in this endeavour;

18. *Takes note with concern* of the linkage between the proliferation and accessibility of small arms and light weapons and the victimization of children, and calls upon States

[11] United Nations *Treaty Series*, vol. 75, Nos. 970–973.

[12] Ibid., vol. 1125, Nos. 17512 and 17513.

to assess the impact of the proliferation and accessibility of small arms on children in armed conflict;

19. *Welcomes* increased international efforts in various forums with respect to anti-personnel mines, recognizes the positive effect on children of those efforts, and, in this regard, takes due note of the entry into force by March 1999 of the Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on Their Destruction and its implementation by those States that become parties to it, as well as of the amended Protocol on Prohibitions or Restrictions on the Use of Mines, Booby-traps and Other Devices (Protocol I)[13] of the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects,[14]

20. *Calls upon* States and relevant United Nations bodies to continue to support national and international mine action efforts, including by continuing to contribute to the United Nations Voluntary Trust Fund for Assistance in Mine Clearance, and to take further action to promote gender- and age-appropriate mine-awareness programmes, victim assistance and child-centred rehabilitation, thereby reducing the number and the plight of child victims;

21. *Reaffirms* that rape in the conduct of armed conflict constitutes a war crime and that under certain circumstances it constitutes a crime against humanity and an act of genocide, as defined in the Convention on the Prevention and Punishment of the Crime of Genocide,[15] and calls upon all States to take all measures required for the protection of women and children from all acts of gender-based violence, including rape, sexual exploitation and forced pregnancy, to strengthen mechanisms to investigate and punish all those responsible and bring the perpetrators to justice;

22. *Condemns* the abduction of children in situations of armed conflicts, and urges States, international organizations and other concerned parties to take all appropriate measures to secure the unconditional release of all abducted children;

23. *Recommends* that whenever sanctions are imposed their impact on children be assessed and monitored and humanitarian exceptions be child-focused and formulated with clear application guidelines;

24. *Recalls* the importance of preventive measures such as early warning systems, preventive diplomacy and education for peace to prevent conflicts and their negative impact on the rights of the child, and urges Governments and the international community to promote sustainable human development;

25. *Calls upon* all States, in accordance with the norms of international humanitarian law, to integrate in their armed forces' training and gender-sensitized education programmes, including those for peacekeeping, instruction on responsibilities towards the civilian population, in particular women and children;

26. *Invites* Member States and relevant United Nations bodies and non-governmental organizations to consider how the impact of armed conflict on children can best be integrated into events designed to commemorate the tenth anniversary of the World Summit for Children and the entry into force of the Convention;

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[13] See CCW/CONF.I/16 (Part I).

[14] See *The United Nations Disarmament Yearbook*, vol. 5: 1980 (United Nations publication, Sales No. E.81.IX.4), appendix XVII.

[15] Resolution 260 A (III).

V

Refugee and internally displaced children

1. *Urges* Governments to pay particular attention to the situation of refugee and internally displaced children by continuing to design and improve the implementation of policies and programmes for their care and well-being with the necessary international cooperation, in particular with the Office of the United Nations High Commissioner for Refugees, the United Nations Children's Fund and international humanitarian organizations;

2. *Calls upon* States and United Nations bodies, in recognizing the particular vulnerability of refugee and internally displaced children, to protect both their safety and their developmental needs, including health, education and psycho-social rehabilitation, and expresses its concern about adolescents in refugee camps, girls in particular, who are at risk of gender-based violence and sexual exploitation and abuse;

3. *Expresses its deep concern* about the growing number of unaccompanied refugee and internally displaced children, and calls upon all States and United Nations bodies and agencies to ensure the early identification and registration of unaccompanied refugee and internally displaced children, to give priority to programmes for family tracing and reunification and to continue monitoring the care arrangements for unaccompanied refugee and internally displaced children;

4. *Calls upon* all States and other parties to armed conflicts to recognize the particular vulnerability of refugee and internally displaced children to the damaging effects of such conflicts, stresses the special vulnerability of child-headed households, and calls upon Governments and United Nations bodies to give these situations urgent attention, to enhance protection and assistance mechanisms and to involve women and youth in the design, delivery and monitoring of measures taken to this effect;

5. *Takes note* of the adoption by the Inter-Agency Standing Committee of the Guiding Principles on Internal Displacement, and invites the representative of the Secretary-General on internally displaced persons to pay special attention to the situation of internally displaced children in his work and to continue working closely with the Emergency Relief Coordinator and all agencies and organizations involved;

VI

Elimination of exploitation of child labour

1. *Reaffirms* the right of the child to be protected from economic exploitation and from performing any work that is likely to be hazardous to or interfere with the child's education, or to be harmful to the child's health or physical, mental, spiritual, moral or social development;

2. *Welcomes* the measures taken by Governments to eliminate the exploitation of child labour, while recalling the Programme of Action for the Elimination of the Exploitation of Child Labour,[16] and calls upon relevant United Nations agencies, in particular the United

[16] *Official Records of the Economic and Social Council, 1993, Supplement No. 3* (E/1993/23), chap. II, sect. A, resolution 1993/79, annex.

Nations Children's Fund and the International Labour Organization, to continue to support national efforts in this regard;

3. *Also welcomes* the recent holding of various international conferences on various forms of child labour;

4. *Further welcomes* the efforts by the Committee on the Rights of the Child in the area of child labour, takes note of its recommendations,[5] and encourages the Committee as well as other relevant human rights treaty bodies, within their respective mandates, to continue to monitor this growing problem when examining reports of States parties;

5. *Calls upon* all States to translate into concrete action their commitment to the progressive and effective elimination of all forms of exploitation of child labour, and urges them, as a matter of priority, to eliminate the worst forms of child labour, such as forced labour, bonded labour and other forms of slavery;

6. *Calls upon* all States that have not yet done so to consider ratifying the conventions of the International Labour Organization concerning the abolition of forced labour and the minimum age for employment, including for particularly hazardous work for children, and to implement those conventions;

7. *Welcomes* the adoption by the International Labour Organization of the Declaration on fundamental principles and rights at work, which affirms the obligation of members of the International Labour Organization to promote and realize the principles concerning fundamental rights set out in the International Labour Organization core conventions, in particular, in this context, the effective elimination of the exploitation of child labour;

8. *Encourages* the negotiations on a convention on the elimination of the worst forms of child labour, and calls upon States to support their conclusion with a view to adopting this instrument in 1999;

9. *Calls upon* all States to set specific target dates for eliminating all forms of child labour that are contrary to accepted international standards, for ensuring the full enforcement of relevant existing laws and, where appropriate, enacting legislation necessary to implement their obligations under the Convention on the Rights of the Child and International Labour Organization standards ensuring the protection of working children;

10. *Recognizes* that primary education is one of the main instruments for reintegrating child workers, and calls upon all States to recognize the right to education by making primary education compulsory and to ensure that all children have access to free primary education as a key strategy to prevent child labour;

11. *Welcomes*, in this context, the appointment of a special rapporteur whose mandate will focus on the right to education, and recognizes a role that special rapporteur could play in the efforts of States, in particular in the field of primary education;

12. *Calls upon* all States to systematically assess and examine, in close cooperation with international organizations such as the International Labour Organization and the United Nations Children's Fund, the magnitude, nature and causes of the exploitation of child labour and to develop and implement strategies for combating these practices, with a specific emphasis on the situation of girls, their right to education and access to schools on an equal basis with boys, in close cooperation with the United Nations Educational, Scientific and Cultural Organization;

13. *Calls upon* all States and the United Nations system to strengthen international cooperation as a means of assisting Governments in preventing or combating violations of the rights of the child, including the exploitation of child labour;

VII

The plight of children living and/or working on the streets

1. *Expresses grave concern* at the large number of children living and/or working on the streets and at the continued growth in incidents and reports worldwide of such children being affected by serious crime, drug trafficking and abuse, violence and prostitution;

2. *Welcomes* the continuing efforts of Governments, the United Nations system, and civil society to tackle this multifaceted problem;

3. *Calls upon* Governments to continue actively to seek comprehensive solutions for the problems of children living and/or working on the streets, including by helping to alleviate the poverty of such children, their families or guardians, by taking measures to ensure their reintegration into society and by providing, *inter alia*, adequate nutrition, shelter, health care and education, taking into account that such children are particularly vulnerable to all forms of violence, abuse, exploitation and neglect;

4. *Emphasizes* that the provisions of the Convention on the Rights of the Child and other relevant human rights instruments must constitute the standard in efforts to deal with this problem, and recommends that the Committee on the Rights of the Child and other relevant human rights treaty monitoring bodies continue to give attention to it when examining the reports of States parties;

5. *Strongly urges* all Governments to guarantee the respect for all human rights and fundamental freedoms, particularly the right to life, to take urgent measures to prevent the killing of children living and/or working on the streets, to combat torture and violence against them, to bring the perpetrators to justice and to ensure strict compliance with the Convention on the Rights of the Child and other relevant human rights instruments, including the requirement that legal and juridical processes respect the rights of the child;

6. *Calls upon* the international community to support, through effective international cooperation, the efforts of States to improve the situation of such children, and encourages States parties to the Convention on the Rights of the Child, in preparing their reports to the Committee on the Rights of the Child, to take full account of the particular needs and rights of such children and to consider requesting technical advice and assistance for initiatives aimed at improving their situation;

VIII

Decides:

(a) To request the Secretary-General to submit a report on the rights of the child to the General Assembly at its fifty-fourth session containing information on the status of the Convention on the Rights of the Child and the problems addressed in the present resolution;

(b) To request the Special Representative of the Secretary-General for Children and Armed Conflict to submit to the General Assembly and the Commission on Human Rights reports containing relevant information on the situation of children affected by armed conflict, bearing in mind existing mandates and reports of relevant bodies;

(c) To continue its consideration of this question at its fifty-fourth session under the item entitled "Promotion and protection of the rights of the child".